

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
CASE NO. 00-6273-CR-HUCK

FILED BY  
02 APR 22 AM 11:14  
D.C.  
CLARENCE MADDOX  
CLERK U.S. DIST. CT.  
S.D. OF FL - MIAMI

UNITED STATES OF AMERICA,

*Plaintiff,*

vs.

ARIEL HERNANDEZ, et al.,

*Defendant,*

**MOTION FOR LEAVE TO FILE OBJECTIONS  
TO PRE-SENTENCE INVESTIGATION REPORT OUT OF TIME**

THE DEFENDANT, ARIEL HERNANDEZ, by and through the undersigned counsel, respectfully moves this Honorable Court for entry of an Order permitting him to file his objections to the pre-sentence investigation report out of time, and in support thereof would state:

1. The pre-sentence investigation report was received in the offices of the undersigned counsel by fax on or about March 21, 2002.
2. Several weeks prior to receipt of the pre-sentence investigation, the undersigned's father, Dr. W. Stanley Weinkle, was admitted to Mt. Sinai Hospital as a result of his cancer. On March 25, 2002 Dr. Weinkle passed away.
3. As a result of the attention given to these personal matters, the undersigned had not had the opportunity to confer with the defendant as quickly as he normally would have and had not had the opportunity to prepare the appropriate objections.
4. Along with this Motion, the undersigned is filing Defendant, Ariel Hernandez's Objections to Pre-sentence Investigation Report.

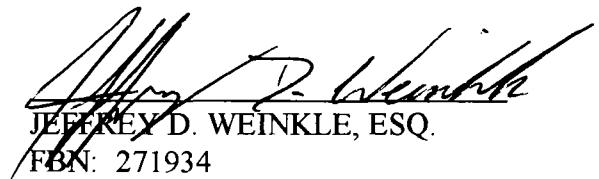
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5. The undersigned has conferred with AUSA Lawrence LaVecchio who has indicated that the government has no objection to permitting the defendant to file his objections out of time.

WHEREFORE, the Defendant respectfully moves this Honorable Court to enter its Order permitting him to file his Objections to Pre-sentence Investigation Report out of time.

Respectfully submitted,



JEFFREY D. WEINKLE, ESQ.  
FBN: 271934

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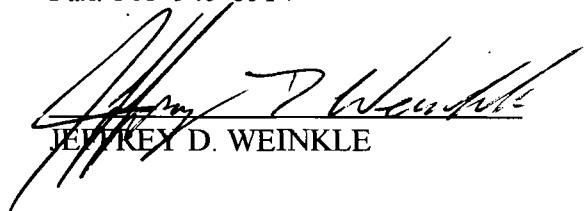
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was mailed/delivered this  
19 day of April, 2002, to: **UNITED STATES ATTORNEY'S OFFICE, AUSA**  
**Lawrence LaVecchio**, 500 E. Broward Blvd., Suite 700, Ft. Lauderdale, FL 33394 (Fax: 954-356-7230); and to **Thomas Felasco**, U.S. Probation Officer, 300 N.E. 1st Avenue, Room 315, Miami, FL 33132-2126, (Fax: 305-523-5496).

Stephen Rosen, Esq.  
Suite 1020  
1221 Brickell Avenue  
Miami, FL 33131  
(Attorney for Trentacosta)

HADDAD & HESTER, P.A.  
Fred Haddad  
One Financial Plaza, Suite 2612  
Ft. Lauderdale, FL 33394  
(Attorney for Massaro)

JEFFREY D. WEINKLE, ESQ.  
1035 NW 11th Avenue  
Miami, FL 33136-2911  
Tel: 305-373-4445  
Fax: 305-545-8514

  
JEFFREY D. WEINKLE